

**MINUTES**  
CITY OF WARR ACRES  
Regular City Council Meeting  
Tuesday  
June 16, 1009  
6:00 p.m.

This meeting was given in accordance with applicable State Statutes.

1. The meeting was called to order by Chairman Woolley at 6:00 p.m. Declaration of a quorum present was given. The Flag Salute was lead by Chief Roger Patty and the Invocation was given by Councilman Portwood.

## ROLL CALL

**PRESENT**

**ABSENT**

Mayor Pat Woolley  
Vice-Mayor Nancy Olson  
Councilman Phil Owens  
Councilman Dean Johnson  
Councilman David Dirkschneider  
Councilman Mike Gossman  
Councilwoman Cathy Maxey  
Councilman Doug Davis  
Councilman Christian Portwood

## STAFF PRESENT

Robert Jernigan, City Attorney  
Roger Patty, Police Chief  
Mike Turman, Public Works Director  
Jenell Robertson, Asst. City Clerk

2. Call to the Public. None.
3. Consent Docket: (Individual items may be deleted from the consent docket for discussion and action under #4.
  - A. Approval of the minutes from the Regular meeting of May 19, 2009 and Special meeting of June 2, 2009.
  - B. Approval of Expenditures

General Fund	\$122,612.04
CIP Fund	\$ 5,730.78
  - C. Approval of Actual Expenditures for May 2009 and Proposed Expenditures for June 2009.
  - D. Sales Tax History Report.
  - E. Approval of Transfer of appropriations between departments to finish out FY 08-09

Motion by Councilwoman Olson, seconded by Councilwoman Maxey to approve (A) the minutes from the Regular meeting of May 19, 2009 and Special meeting of June 2, 2009; (B) Approval of Expenditures, General Fund \$122,612.04, CIP Fund \$5,730.78; (C) Approval of Actual Expenditures for May 2009 and Proposed Expenditures for June 2009; (D) Sales Tax History Report; and (E) Approval of Transfer of appropriations between departments to finish out FY 08-09. Poll vote: Woolley, yes; Johnson, yes; Owens, yes; Maxey, yes; Davis, abstain; Portwood, yes; Olson, yes. Motion passed.

4. Discussion and possible action on items removed from the consent docket.  
None.
5. Receive reports from staff: Police Chief, Fire Chief, City Clerk, City Attorney, Public Works Director, City Engineer and City Planner.

Mayor Woolley read Fire Chief Carter's report.

Chief Patty – none.

City Attorney – none.

City Clerk – none.

Public Works Director, Mike Turman, discussed the Putnam City Elem. School being demolished, Midfirst Bank landscaping, Golden Coral, the new hotel and big trash city wide in July.

Engineer, Scott Barrett, discussed sewer flow monitoring, 63<sup>rd</sup> St. signal, pines dam, removal of stumps, and Cherokee Hills subdivision (paving, detention pond problems and getting these problems solved).

City Planner – none.

6. Discussion and possible action on appointing a replacement to the Planning Commission, Ward 1 seat for Stan Street who has moved out of Warr Acres. Term to expire October 2010.

Councilwoman Maxey nominated Barry Curl. Mr. Curl stated he had many years experience with the City (Planning Comm., master planning (rezoning), City Council, Board of Adjustment).

Motion by Councilman Johnson, seconded by Councilwoman Maxey to appoint Barry Curl to the Planning Commission, Ward 1 seat, term to expire October 2010. Poll vote: Woolley, yes; Johnson, yes; Owens, yes; Maxey, yes; Davis, yes; Portwood, yes; Olson, yes. Motion passed.

7. Discussion and possible action for the approval of plans and estimates for a project to mill and overlay N. W. 63<sup>rd</sup> St. from approximately 300 feet east of Wood Creek Drive to the east City limit of Warr Acres approximately 170 feet east of Ann Arbor Ave., including a base bid and add three alternates and excluding the new pavement in the intersection at MacArthur Blvd. A portion of the project is within the city limits of Oklahoma City.

Warr Acres' portion of the project is to be funded by federal funds through the American Restoration and Recovery Act (A.R.R.A. or Federal Stimulus Funds). Oklahoma City will provide funds for their portion of the project by agreement that is being developed between the two cities.

Councilman Gossman entered meeting at 6:20 p.m.

Scott Barrett passed out plans and gave an overview of plans, estimates, and funding.

Motion by Councilman Owens, seconded by Councilman Davis to approve plans and estimates for the project to mill and overlay N. W. 63<sup>rd</sup> Street from approximately 300 feet east of Wood Creek Drive to the east City limit of Warr Acres approximately 170 feet east of Ann Arbor Ave., including a base bid and add three alternates and excluding the new pavement in the intersection at MacArthur Blvd. Poll vote: Woolley, yes; Johnson, yes; Owens, yes; Gossman, abstain; Maxey, yes; Davis, yes; Portwood, yes; Olson, yes. Motion passed.

8. Discussion of Energy Efficiency and conservation Block Grant (EECBG) funding applications submitted to the Oklahoma Department of Commerce for four possible projects.

Councilman Dirkschneider entered meeting at 6:23 p.m.

Chairman Woolley stated he had received a fax informing him that money was available to the City and an application needed to be turned in. He also stated he met with Mike Turman and Scott Barrett about possible projects that could be completed with this block grant money. Chairman Woolley stated he felt there were four possible areas that needed to be addressed:

1. City Hall, Fire Dept and Police Dept – more efficient, save energy (insulation, doors, windows, lighting fixtures, etc.)
2. Community Center – HBAC system and save energy
3. Elec. Lights – go to LED lights (street lights and lamps)
4. Public Works area – compressed natural gas for vehicles

Chairman Woolley also stated there were 20 pages per application – one application for each of the possible projects. These applications have been submitted to the Dept. of Commerce.

No action taken.

9. Discussion and possible action on reducing the rate charges for the hourly rental of the Community Center.

Bob Wehba stated the current hourly rate for the Comm. Center was \$85.00 per hour and for long term contracts it is \$15.00 per hour. Mr. Wehba's recommendation for the Comm. Center rental rate was for \$50 - \$60 per hour and for long term contracts it was \$30 per hour (more or less).

Lois Myers refused comment at this time.

Raymond Bryant, 5920 N. W. 72 Place, stated he was representing the Swinging Rebels Square Dance Club, and they were currently paying \$15.00 per hour with a \$20.00 open/close fee.

Discussion among Councilmembers, Mayor and Bob Wehba reference hourly rates for renting the Community Center, utility bills, air conditioning problems, destruction of property and long term contracts. Hourly rates were discussed at length as well as cheaper rates for Monday through Thursday, and regular rates for Friday, Saturday and Sunday.

Motion by Councilman Gossman, seconded by Councilman Dirkschneider to temporarily drop the hourly rate for the Community Center from \$85.00 to \$60.00 and leave long term contracts at the current rate (\$15.00 per hour on a month to month basis for now) until the next regular City Council meeting. Council also decided that Bob Wehba and Mayor Woolley were to meet and come up with a specific amount for rental of the Community Center – short term and long term rates. Poll vote: Woolley, yes; Johnson, yes; Owens, no; Dirkschneider, yes; Gossman, yes; Maxey, yes; Davis, yes; Portwood, yes; Olson, yes. Motion passed.

10. Discussion and possible action to renew the contract for City Engineering Services with Legacy Engineering, Inc.

Scott Barrett passed out his contract for one year for engineering services. Councilman Owens stated that the mileage figure should be changed to the IRS rate. Scott Barrett agreed with Councilman Owens.

Motion by Councilman Owens, seconded by Councilman Johnson to renew the contract for City Engineering Services with Legacy Engineering, Inc. with an amendment for mileage to be changed to the IRS rate. Poll vote: Woolley, yes; Johnson, yes; Owens, yes; Dirkschneider, yes; Gossman, yes; Maxey, yes; Davis, yes; Portwood, yes; Olson, yes. Motion passed.

11. Discussion and possible action on approving the Oklahoma County Jail Service Agreement through June 30, 2010.

Attorney Bob Jernigan stated the fees went up somewhat, but not much.

Motion by Councilman Gossman, seconded by Councilman Davis to approve the Oklahoma County Jail Service Agreement through June 30, 2010. Poll vote: Woolley, yes; Johnson, yes; Owens, yes; Dirkschneider, yes; Gossman, yes; Maxey, yes; Davis, yes; Portwood, yes; Olson, yes. Motion passed.

12. Discussion and possible action on approving a retainer agreement with Tony Pucket.

Tony Pucket stated his hourly rate increased from \$195.00 to \$205.00 and the rate for associate work is \$185.00 per hour.

Motion by Councilman Gossman, seconded by Councilman Dirkschneider to approve a retainer agreement with Tony Pucket. Poll vote: Woolley, yes; Johnson, yes; Owens, yes; Dirkschneider, yes; Gossman, yes; Maxey, abstain; Davis, yes; Portwood, yes; Olson, yes. Motion passed.

13. Discussion and possible action on approving an Inter-Governmental Agreement for a Regional Household Hazardous Waste Collection and Management Project with the City of Oklahoma City.

Chairman Woolley stated this would be a July 1, 2009 through June 30, 2010 contract.

Motion by Councilman Johnson, seconded by Councilman Gossman to approve an Inter-Governmental Agreement for a Regional Household Hazardous Waste Collection and Management Project with the City of Oklahoma City. Poll vote: Woolley, yes; Johnson, yes; Owens, yes; Dirkschneider, yes; Gossman, yes; Maxey, yes; Davis, yes; Portwood, yes; Olson, yes. Motion passed.

14. Discussion and possible action on approving the annual Fire Equipment Agreement between Oklahoma County Board of County Commissioners and the City of Warr Acres.

Motion by Councilwoman Olson, seconded by Councilman Owens to approve the annual Fire Equipment Agreement between Oklahoma County Board of County Commissioners and the City of Warr Acres. Poll vote: Woolley, yes; Johnson, yes; Owens, yes; Dirkschneider, yes; Gossman, yes; Maxey, yes; Davis, yes; Portwood, yes; Olson, yes. Motion passed.

15. Initial discussion for entering into an agreement with EMSA to provide emergency medical service.

Chairman Woolley stated the City of Warr Acres had in the budget to pay a subsidy to EMSA approximately \$91,000 per year which would allow EMSA to come into the City of Warr Acres. Chairman Woolley also stated that Chief Carter was checking into this for the City and the discussion with EMSA was that the City would pay a subsidy every year and each unit (each home, apt., etc.) would pay approximately \$2.25 per month (citizens are already paying \$1.00 per month on their Warr Acres utility bill) in order for the Warr Acres Citizens to receive a free ambulance ride, if needed. This amount would be added to the utility bill. There would be a lot more discussion between the City and EMSA regarding this and more information will be provided to the Council at the next regular Council meeting.

16. A. Discussion and possible action on an Alarm Ordinance.

Bob Jernigan stated he drafted the Ordinance.

Motion by Councilman Owens, seconded by Councilman Portwood to approve the Alarm Ordinance. Poll vote: Woolley, yes; Johnson, yes; Owens, yes; Dirkschneider, yes; Gossman, yes; Maxey, yes; Davis, yes; Portwood, yes; Olson, yes. Motion passed.

- B. Approval of the emergency clause.

Motion by Councilman Owens, seconded by Councilman Portwood to approve the emergency clause for the Alarm Ordinance. Poll vote: Woolley, yes; Johnson, yes; Owens, yes; Dirkschneider, yes; Gossman, yes; Maxey, yes; Davis, yes; Portwood, yes; Olson, yes. Motion passed.

17. Questions and comments from Councilmembers.

Councilman Gossman – stated he wanted to drop the Wednesday pickup during a Holiday week. He felt that it was not necessary. Chairman Woolley stated he would look into this. He felt this would save overtime and gasoline.

Councilman Dirkschneider – stated he had participated in the ride-along program of the Police Dept. and commended the Police Dept. on doing a good job.

Councilman Owens – no comment

Councilman Johnson – stated he felt there was no pride in Warr Acres. He spoke about the lack of volunteers in the recycling project. He stated he wanted ideas to make the City a better place to live and wanted citizens to have more pride in their City. He also stated he would like to have someone design a flag (or something) so the City could have its own symbol.

Chairman Woolley – thanked all Councilpersons for their cooperation and honorary manner.

Bob Jernigan – no comment

Councilwoman Olson – stated she wanted more weedeating done around N. W. 63<sup>rd</sup> and MacArthur.

Councilman Portwood – commended the City Council on getting the budget passed and wanted someone to look into the rates being charged at the N.W. 42nd St. building.

Councilwoman Maxey - no comment

Councilman Davis – supported Councilman Dean Johnson and his comments.

18. Discussion and possible action concerning contract negotiations for July 1, 2009 through December 31, 2009 with FOP Lodge #145 and IAFF #2374 and the City of Warr Acres, including discussion and action on entering into Executive Session as allowed under 25 O.S. Supp. 307 (B)(2), discussion negotiations concerning employees and representatives of employee groups.

Motion by Councilman Gossman, seconded by Councilwoman Olson to enter into executive session with Councilmembers, City Attorney Bob Jernigan and Tony Pucket. Poll vote: Woolley, yes; Johnson, yes; Owens, yes; Dirkschneider, yes; Gossman, yes; Maxey, yes; Davis, yes; Portwood, yes; Olson, yes. Motion passed.

Entered executive session at 7:05 p.m.

Motion by Councilman Dirkschneider, seconded by Councilman Gossman to come out of executive session. Poll vote: Woolley, yes; Johnson, yes; Owens, yes; Dirkschneider, yes; Gossman, yes; Maxey, yes; Davis, yes; Portwood, yes; Olson, yes. Motion passed.

Came out of executive session at 7:18 p.m.

Chairman Woolley stated no action taken during executive session.

Motion by Councilman Owens, seconded by Councilman Portwood to approve/accept the IAFF #2374 Contract for July 1, 2009 through December 31, 2009. Poll vote: Woolley, yes; Johnson, yes; Owens, yes; Dirkschneider, yes; Gossman, yes; Maxey, yes; Davis, yes; Portwood, yes; Olson, yes. Motion passed.

19. Any Old or New Business.  
None.

20. Adjournment.

Motion by Councilman Johnson, seconded by Councilwoman Olson to adjourn this meeting of the Warr Acres City Council. Poll vote: Woolley, yes; Johnson, yes; Owens, yes; Dirkschneider, yes; Gossman, yes; Maxey, yes; Davis, yes; Portwood, yes; Olson, yes. Motion passed.

Meeting adjourned at 7:56 p.m.

Respectfully Submitted,

Jenell Robertson  
Asst. City Clerk/Payroll

**MINUTES**  
**CITY OF WARR ACRES**  
**PUBLIC WORKS AUTHORITY MEETING**  
June 16, 2009  
6:00 p.m.

(Following completion of regularly scheduled City Council meeting)

1. Call to order, Declaration of a quorum.

Chairman Woolley called the meeting to order at 7:56 p.m. and declared a quorum present.

**ROLL CALL**

**PRESENT**

**ABSENT**

Chairman Patrick Woolley  
Vice-Chair Nancy Olson  
Trustee David Dirkschneider  
Trustee Mike Gossman  
Trustee Phil Owens  
Trustee Dean Johnson  
Trustee Christian Portwood  
Trustee Cathy Maxey  
Trustee Doug Davis

2. Approve the minutes of the Warr Acres Public Works Authority meeting of May 19, 2009.

Motion by Councilman Owens, seconded by Councilman Davis to approve the Minutes of the Warr Acres Public Works Authority meeting of May 19, 2009. Poll vote: Woolley, yes; Johnson, yes; Owens, yes; Dirkschneider, yes; Gossman, yes; Maxey, yes; Davis, abstain; Portwood, yes; Olson, yes. Motion passed.

3. Approve payment of the claim in the amount of \$42,899.94 to the Bethany-Warr Acres Public Works Authority for the Warr Acres portion of the Joint Trust and Bond Retirement for the month of May, 2009.

Motion by Councilman Owens, seconded by Councilman Dirkschneider to approve payment of the claim in the amount of \$42,899.94 to the Bethany-Warr Acres Public Works Authority for the Warr Acres portion of the Joint Trust and Bond Retirement for the month of May, 2009. Poll vote: Woolley, yes; Johnson, yes; Owens, yes; Dirkschneider, yes; Gossman, yes; Maxey, yes; Davis, yes; Portwood, yes; Olson, yes. Motion passed.

4. Approval of payment of claims for the Sewer Department.

Motion by Councilman Johnson, seconded by Councilman Dirkschneider to approve payment of claims for the Sewer Dept. Poll vote: Woolley, yes; Johnson, yes; Owens, yes; Dirkschneider, yes; Gossman, yes; Maxey, yes; Davis, yes; Portwood, yes; Olson, yes. Motion passed.

5. Discussion and possible action on a memorandum of Agreement between the City



of Warr Acres Public Trust and the Board of County Commissioners concerning development permits and floodplain management.

Discussion that the sewer plant had placed rip-rap along the banks of a stream without a permit. Yolanda Gunter, Plant Mgr., met with Ruth Walters, Oklahoma County Planner, about the situation and Ms. Walters explained to Yolanda about the correct procedures for obtaining a permit and agreed to waive the permit fee. Since the City of Bethany and the City of Warr Acres are in the BWAPWA Trust, Ms. Crawford (Oklahoma County Asst. Dist. Attorney) drafted a Memorandum of Agreement for each city to sign to ensure that each entity is aware of the floodplain restrictions and that a permit is required. The City of Bethany has already signed their agreement.

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Bob Jernigan stated he would meet with the Asst. Dist. Attorney and Thomas Lay concerning this matter and get back with the Council at the next regular Council meeting.

No action taken.

6. Adjournment.

Motion by Councilman Gossman, seconded by Councilman Davis to adjourn this meeting of the Public Works Authority. Poll vote: Woolley, yes; Johnson, yes; Owens, yes; Dirkschneider, yes; Gossman, yes; Maxey, yes; Davis, yes; Portwood, yes; Olson, yes. Motion passed.

Meeting adjourned at 8:01 p.m.

Respectfully Submitted,

Jenell Robertson  
Asst. City Clerk/Payroll